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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/390,363	09/07/1999	JON N. LEONARD	BEU/LEONARD	6725

7590 07/21/2004

BACON & THOMAS  
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EXAMINER
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DADA, BEEMNET W

ART UNIT	PAPER NUMBER
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2135

DATE MAILED: 07/21/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Advisory Action</b>	Application No. 09/390,363	Applicant(s) LEONARD ET AL. 	
	Examiner Beemnet W Dada	Art Unit 2135	

**--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

THE REPLY FILED 26 May 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

**PERIOD FOR REPLY [check either a) or b)]**

- a) ☒ The period for reply expires 3 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on \_\_\_\_\_. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
  - (b) ☐ they raise the issue of new matter (see Note below);
  - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
  - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: \_\_\_\_\_.

3. ☐ Applicant's reply has overcome the following rejection(s): \_\_\_\_\_.
4. ☐ Newly proposed or amended claim(s) \_\_\_\_\_ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Attachment I.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: \_\_\_\_\_.

Claim(s) objected to: \_\_\_\_\_.

Claim(s) rejected: 1-50.

Claim(s) withdrawn from consideration: \_\_\_\_\_.

8. ☐ The drawing correction filed on \_\_\_\_\_ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). \_\_\_\_\_.
10. ☐ Other: \_\_\_\_\_

Attachment I

1. with respect to claims 18-33, the applicant argues that Anderson fails to teach an electronic mail system that implements limitations selected by the originator of a message, using a viewer applet installed on the recipient's computer to implement the originator-selected controls by preventing decryption of the message unless the controls are implemented. The examiner respectfully disagrees.

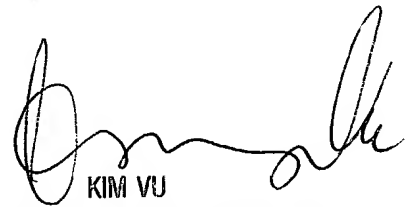
Anderson teaches an electronic mail system that implements limitations (i.e., message expiration time) selected by the originator of a message [column 3, lines 61-67], and a recipient (a message receiver, with web browser software, i.e., viewer applet, see figure 1, unit 155, and column 4, lines 13-16) receiving an indicator message, including locally-stored messages [column 3, lines 47-57 and column 4, lines 7-14]. Furthermore, Anderson teaches deleting stored message from a central mail server [see Anderson, column 7, lines 24-30], and from a recipient [column 11, lines 3-8] upon expiration of time. It is true that Anderson does not teach preventing decryption of messages unless controls are implemented, however the claimed invention of claims 18-33 does not teach preventing decryption of messages unless controls are implemented. Instead claims 18-33 operate by deleting messages after expiration of time from a central server or a viewer applet as taught by Anderson.

2. With respect to claims 1-17 and 34-50, the applicant argues that Anderson and Udell fail to teach an electronic mail system that implements limitations selected by the originator of a message, using a viewer applet installed on the recipient's computer to implement the

Art Unit: 2135

originator-selected controls by preventing decryption of the message unless the controls are implemented. The examiner respectfully disagrees.

Anderson teaches electronic mail system as discussed above. Udell teaches a viewer applet ((i.e., an application program for viewing emails), see page 6, paragraph 0064) arranged to prevent decryption and viewing of encrypted electronic mail message by a recipient unless processing limitations are implemented (i.e., message expirations are valid, see page 2, paragraph 0019 and page 8, paragraph 0072).



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